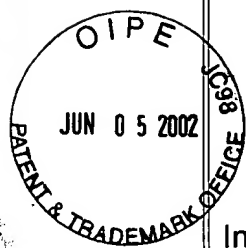


1653



PATENT  
Customer No. 22,852  
Attorney Docket No. 03806.0497

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of:

**Pascal DESMAZEAU et al.**

Application No.: 09/643,197

Filed: August 22, 2000

For: STREPTOGRAMIN  
DERIVATIVES, PREPARATION  
METHOD AND COMPOSITIONS  
CONTAINING SAME

Group Art Unit: 1653

Examiner: D. Lukton

Commissioner for Patents  
Washington, DC 20231

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits, thus, no fee is required.

Copies of the listed documents, which are from three copending U.S. patent applications, are attached. The copending applications are as follows:

1. **09/609,717** - Filed in the U.S. on June 30, 2000 (Daniel ACHARD et al.)
2. **09/627,791** - Filed in the U.S. on July 27, 2000 (Eric BACQUE et al.)
3. **10/055,888** - Filed in the U.S. on January 28, 2002 (Eric BACQUE et al.)

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This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claims in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: June 5, 2002

By: 

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